



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) Criminal Case No. 08CR274-LAB  
Plaintiff, )  
v. )  
JESSICA KING, )  
Defendant. )

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A. Order For Detention

After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).

B. Statement of Reasons For The Detention

The Court orders the defendant's detention because it finds:

By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.

By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person and the community.

C. Finding Of Fact

The Court's findings are based on the evidence which was presented to Court and that which was contained in the pretrial Services report, and includes the following:

(1) Nature and circumstances of the offense charged:  
 (a) The offense charged is: 18:1591 and 18:2; 18:2422 and 18:2

(b) The offense is a crime of violence.  
 (c) The offense involves a narcotic drug.  
 (d) The offense involves a large amount of controlled substances, to wit:

(2) The weight of the evidence against the defendant is strong.  
 (3) The history and characteristics of the defendant including:  
 (a) General Factors:  
 (b) The defendant appears to have a mental condition which may affect whether the defendant will appear.  
 (c) The defendant has no family ties in the area.

1                         The defendant has no steady employment.  
 2                         The defendant has no substantial financial resources.  
 3                         The defendant is not a long time resident of the community.  
 4                         The defendant does not have any significant community ties.  
 5                         Past conduct of the defendant: *prior felonies*

6                         The defendant has a history relating to drug abuse.  
 7                         The defendant has a history relating to alcohol abuse.  
 8                         The defendant has a significant prior criminal record.  
 9                         The defendant has a prior record of failure to appear at court  
 10                       proceedings.

11                       (b) Whether the defendant was on probation, parole, or release by a court:

12                       At the time of the current arrest, the defendant was on:

13                       Probation

14                       Parole

15                       Release pending trial, sentence, appeal or completion of sentence.

16                       (c) Other Factors:

17                       The defendant is an illegal alien and is subject to deportation.

18                       The defendant is a legal alien and will be subject to deportation  
 19                       if convicted.

20                       Other: \_\_\_\_\_

21                       (4) The nature and seriousness of the danger posed by the defendant's release are  
 22                       as follows: *A solicited, trained & guided minors in acts of prostitution and*  
*The child victims have been contacted by her since her arrest*

23                       *and have expressed concern for their safety*

24                       (5) Rebuttable Presumptions

25                       In determining that the defendant should be detained, the Court also  
 26                       relied on the following rebuttable presumption(s) contained in 18  
 27                       U.S.C. § 3142(e) which the Court finds the defendant has not rebutted:

28                       a. That no condition or combination of conditions will  
 29                       reasonably assure the appearance of the defendant as required  
 30                       and the safety of any other person and the community  
 31                       because the Court finds that the crime involves:

32                       (A) A crime of violence; or

33                       (B) An offense for which the maximum penalty is life imprisonment  
 34                       or death; or

35                       (C) A controlled substance violation which has a maximum penalty  
 36                       of 10 years or more ~~and involves a minor victim~~

37                       (D) A felony after the defendant had  
 38                       been convicted of two or more  
 39                       prior offenses described in (A)  
 40                       through (C) above, and the  
 41                       defendant has a prior conviction  
 42                       for one of the crimes mentioned  
 43                       in (A) through (C) above which is  
 44                       less than five years old and which  
 45                       was committed while the  
 46                       defendant was on pretrial release.

47                       b. That no condition or combination of conditions will  
 48                       reasonably assure the appearance of the defendant as required  
 49                       and the safety of the community because the Court finds that  
 50                       there is probable cause to believe that *The defendant is involved*

51                       *in an offense concerning more than one minor victim.*

- (A) That the defendant has committed a controlled substance violation which has a maximum penalty of 10 years or more.
- (B) That the defendant has committed an offense under 18 U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a crime of violence, which provides for an enhanced punishment if committed by the use of a deadly or dangerous weapon or device).

#### D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and

The defendant be afforded reasonable opportunity for private consultation with counsel; and,

That, on order of a court of the United States, or on request of an attorney for the Government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

This order is made without prejudice to modification by this Court and without prejudice to the Defendant's exercise of the right to bail.

Dated: June 10, 2008

**LEO S. PAPAS**  
United States Magistrate Judge